



Montana Department of Corrections

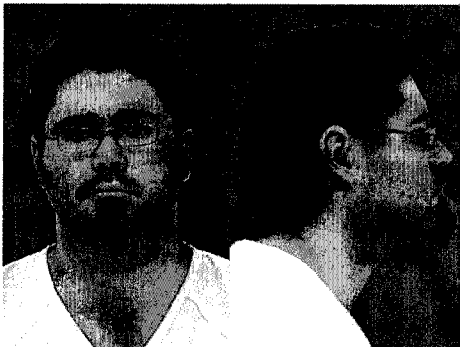
# Correctional Offender Network Search

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## Montana Department of Corrections Correctional Offender Information Sheet

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**DOC ID# 45605****NAME: ANDREW PAIGE****CURRENT STATUS: INMATE****STATUS LAST UPDATED: 14-APR-10****GENDER: MALE****PRISON:**

**MONTANA STATE PRISON  
700 CONLEY LAKE DRIVE  
DEER LODGE, MT 59722**

**For More Information: (406) 846-1320**

### PHYSICAL AND DEMOGRAPHIC CHARACTERISTICS

**DOB:** 1980  
**BIRTHPLACE:** MONTANA  
**ETHNICITY:** WHITE  
**MARITAL STATUS:** MARRIED  
**CITIZENSHIP:** United States  
**MT RESIDENT:** Y

**HEIGHT:** 6 FT 1 IN  
**WEIGHT:** 230 LBS  
**L/R HANDED:** R  
**HAIR COLOR:** BLACK  
**BUILD:** MEDIUM  
**SKIN TONE:** LIGHT  
**EYE COLOR:** BROWN

### AKAs

DREW PAIGE, ANDREW DOUGLAS PAIGE,

*got married w/o parole  
officers approval so sent  
back to prison to serve  
suspended sentence.*

### SCARS, MARKS, TATTOOS AND OTHER PHYSICAL CONDITIONS

<u>NCIC Code</u>	<u>TYPE</u>	<u>DESCRIPTION</u>
SC BACK	SCARS BACK	
SC CHEST	SCARS CHEST	
SC FACE	SCARS FACE, NONSPECIFIC	
SC L THGH	SCARS THIGH, LEFT	
SC LF ARM	SCARS FOREARM, LEFT	
SC RF ARM	SCARS FOREARM, RIGHT	
TAT BACK	TATTOO BACK	"N D"HEART AND WINGS,BARCODE
TAT L HND	TATTOO HAND, LEFT	4 DOTS
TAT L THG	TATTOO THIGH, LEFT	DRAGON
TAT LF AR	TATTOO FOREARM, LEFT	"NICOLE", "NO", "LD"TRIBAL
TAT LF AR	TATTOO FOREARM, LEFT	ROTTEN TO THE CORE
TAT R CAL	TATTOO CALF, RIGHT	BROKEN JAR, DRAGON
TAT R HND	TATTOO HAND, RIGHT	3 DOTS
TAT R LEG	TATTOO LEG, RIGHT, NONSPECIF	DRAGON
TAT UR AR	TATTOO ARM, RIGHT UPPER	JOKER

**LEGAL RECORD**

Law &amp; Justice Interim Committee

**DOCKET:** DC 99-51**OFFENSES**

September 9, 2011

**COUNTY:** GALLATIN

**JUDGE:** OLSEN

**COUNTS:** 2

**LEGAL TYPE:** PROBATION VIOLATION

**SENTENCE TYPE:** PRISON W/PARTIAL SUSPENDED

**CODE:** 455503

**OFFENSE DATE:** 01-JUL-98

**SENTENCE PRONOUNCED:** 06-APR-10

**SENTENCE EFFECTIVE:** 06-APR-10

**NET SENTENCE (MONTHS):** 36

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Montana Department of Corrections

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**DOC ID# 2063225****NAME: JULIO SANTIAGO JR****CURRENT STATUS: INMATE****STATUS LAST UPDATED: 26-JUN-07****GENDER: MALE****PRISON:**

**MONTANA STATE PRISON  
700 CONLEY LAKE DRIVE  
DEER LODGE, MT 59722**

**For More Information: (406) 846-1320**

### PHYSICAL AND DEMOGRAPHIC CHARACTERISTICS

**DOB:** 1957  
**BIRTHPLACE:** NEW YORK  
**ETHNICITY:** HISPANIC  
**MARITAL STATUS:** SEPARATED  
**CITIZENSHIP:** United States  
**MT RESIDENT:** Y

**HEIGHT:** 5 FT 6 IN  
**WEIGHT:** 170 LBS  
**L/R HANDED:** L  
**HAIR COLOR:** BLACK  
**BUILD:** MEDIUM  
**SKIN TONE:** MEDIUM BROWN  
**EYE COLOR:** BROWN

### AKAs

\*\*\* NONE \*\*\*

*Murdered @ MSP 9/3/11  
No sentence*

### SCARS, MARKS, TATTOOS AND OTHER PHYSICAL CONDITIONS

NCIC Code	TYPE	DESCRIPTION
TAT BACK	TATTOO BACK	DRAGON, "SANTIAGO"
TAT CHEST	TATTOO CHEST	2 CLOWNS
TAT LF AR	TATTOO FOREARM, LEFT	EAGLE, MASKS
TAT R HND	TATTOO HAND, RIGHT	PLAYBOY BUNNY ON THUMB
TAT RF AR	TATTOO FOREARM, RIGHT	HEART W/KNIFE THROUGH IT, 2 ROSES, DEVIL
TAT UL AR	TATTOO ARM, LEFT UPPER	"LOCA"
TAT UR AR	TATTOO ARM, RIGHT UPPER	NAKED LADY
		DRAGON

### LEGAL RECORD

**DOCKET:** DC-03-49  
**COUNTY:** LAKE  
**JUDGE:** CHRISTOPHER  
**COUNTS:** 1  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** DPHHS COMMIT

**OFFENSE:** BURGLARY  
**CODE:** 456204  
**OFFENSE DATE:** 10-APR-04  
**SENTENCE PRONOUNCED:** 15-APR-04  
**SENTENCE EFFECTIVE:** 15-APR-04  
**NET SENTENCE (MONTHS):** 0

**DOCKET:** DC-03-49

**OFFENSE:** THEFT

**COUNTY:** LAKE  
**JUDGE:** CHRISTOPHER  
**COUNTS:** 1  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** DPHHS COMMIT

**DOCKET:** DC-03-49  
**COUNTY:** LAKE  
**JUDGE:** CHRISTOPHER  
**COUNTS:** 2  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** DPHHS COMMIT

**DOCKET:** DC-03-49  
**COUNTY:** LAKE  
**JUDGE:** CHRISTOPHER  
**COUNTS:** 2  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** DPHHS COMMIT

**DOCKET:** DC-03-49  
**COUNTY:** LAKE  
**JUDGE:** CHRISTOPHER  
**COUNTS:** 1  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** DPHHS COMMIT

**CODE:** 456301  
**OFFENSE DATE:** 11-APR-03  
**SENTENCE PRONOUNCED:** 15-APR-04  
**SENTENCE EFFECTIVE:** 15-APR-04  
**NET SENTENCE (MONTHS):** 0

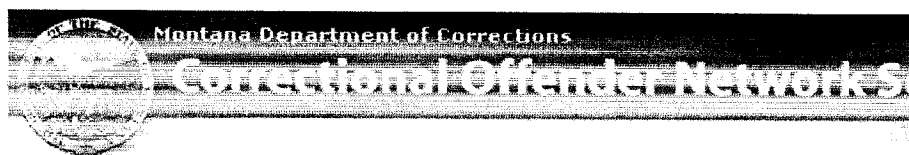
**OFFENSE:** ASSAULT ON PEACE OFFICER  
**CODE:** 455210  
**OFFENSE DATE:** 07-APR-03  
**SENTENCE PRONOUNCED:** 15-APR-04  
**SENTENCE EFFECTIVE:** 15-APR-04  
**NET SENTENCE (MONTHS):** 0

**OFFENSE:** CRIMINAL MISCHIEF  
**CODE:** 456101  
**OFFENSE DATE:** 07-APR-03  
**SENTENCE PRONOUNCED:** 15-APR-04  
**SENTENCE EFFECTIVE:** 15-APR-04  
**NET SENTENCE (MONTHS):** 0

**OFFENSE:** CRIMINAL ENDANGERMENT  
**CODE:** 455207  
**OFFENSE DATE:** 06-APR-03  
**SENTENCE PRONOUNCED:** 15-APR-04  
**SENTENCE EFFECTIVE:** 15-APR-04  
**NET SENTENCE (MONTHS):** 0

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# Montana Department of Corrections Correctional Sheet

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**DOC ID# 24753**

**NAME: GORDON SEES THE GROUND JR**

**CURRENT STATUS: INMATE**

**STATUS LAST UPDATED: 26-OCT-10**

**GENDER: MALE**

**PRISON:**

**CROSSROADS CORRECTIONAL CENTER  
50 CROSSROADS DRIVE  
SHELBY, MT 59474**

**For More Information: (406) 434-7055**

## PHYSICAL AND DEMOGRAPHIC CHARACTERISTICS

**DOB:** 18-MAY-60  
**BIRTHPLACE:** CROW AGENCY,  
MONTANA  
**ETHNICITY:** NATIVE AMERICAN  
**MARITAL STATUS:** MARRIED  
**CITIZENSHIP:** United States  
**MT RESIDENT:** Y

**HEIGHT:** 5 FT 8 IN  
**WEIGHT:** 180 LBS  
**L/R HANDED:** R  
**HAIR COLOR:** BLACK  
**BUILD:** MEDIUM  
**SKIN TONE:** MEDIUM  
**EYE COLOR:** BROWN

## AKAs

GORDON SEES THE G, GORDON SEES THE  
GROUND JR, GORDON MICHAEL SEES THE  
GROUND JR, G SEES THE GROUND,  
GORDON SEESTHEGROUND,

## SCARS, MARKS, TATTOOS AND OTHER PHYSICAL CONDITIONS

NCIC Code	TYPE	DESCRIPTION
CRIP R LE	CRIPPLED LEG, RIGHT	
SC ABDOM	SCARS ABDOMEN	
SC BACK	SCARS BACK	
SC FACE	SCARS FACE, NONSPECIFIC	
SC NOSE	SCARS NOSE	
SC R KNEE	SCARS KNEE, RIGHT	

## LEGAL RECORD

**DOCKET:** DC-08-0695  
**COUNTY:** YELLOWSTONE  
**JUDGE:** TODD  
**COUNTS:** 1  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** PRISON

**OFFENSE:** PERJURY  
**CODE:** 457201  
**OFFENSE DATE:** 12-DEC-08  
**SENTENCE PRONOUNCED:** 11-MAY-10  
**SENTENCE EFFECTIVE:** 11-MAY-10  
**NET SENTENCE (MONTHS):** 120

**DOCKET:** DC 08-0069  
**COUNTY:** YELLOWSTONE

**OFFENSE:** DUI-EXCESS ALC CONC-4TH OR SUBSEQ OFF  
**CODE:** 618731

TOLD OFFICER THAT HE  
WAS NOT DRINKING.  
OFFICER SAID HE WAS  
AND ARRESTED HIM.  
HE WAS NOT DRIVING  
A CAR SO THEY  
charged him with  
PERJURY. HIS BEER  
COST The General Fund  
\$300,000+ over 10 years

**JUDGE:** TODD

**COUNTS:** 1

**LEGAL TYPE:** ORIGINAL SENTENCE

**SENTENCE TYPE:** DOC COMMIT W/PARTIAL SUSPENDED

**OFFENSE DATE:** 02-FEB-08

**SENTENCE PRONOUNCED:** 12-DEC-08

**SENTENCE EFFECTIVE:** 12-DEC-08

**NET SENTENCE (MONTHS):** 13

*served*

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Montana Department of Corrections

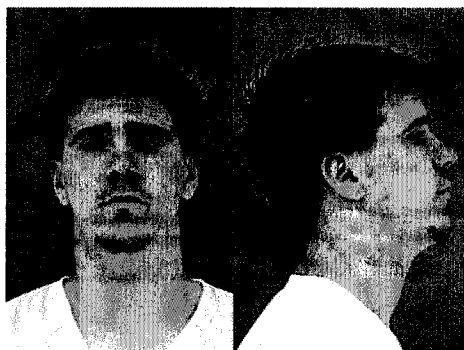
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**DOC ID# 2147793****NAME: JOSHUA PAUL ELLIS****CURRENT STATUS: INMATE****STATUS LAST UPDATED: 20-JUL-10****GENDER: MALE****PRISON:**

**MONTANA STATE PRISON  
700 CONLEY LAKE DRIVE  
DEER LODGE, MT 59722**

**For More Information: (406) 846-1320**

### PHYSICAL AND DEMOGRAPHIC CHARACTERISTICS

**DOB:** 1987  
**BIRTHPLACE:** WASHINGTON  
**ETHNICITY:** WHITE  
**MARITAL STATUS:** MARRIED  
**CITIZENSHIP:** United States  
**MT RESIDENT:** Y

**HEIGHT:** 6 FT 1 IN  
**WEIGHT:** 175 LBS  
**L/R HANDED:** R  
**HAIR COLOR:** BROWN  
**BUILD:** MEDIUM  
**SKIN TONE:** LIGHT  
**EYE COLOR:** BROWN

### AKAs

\*\*\* NONE \*\*\*

*At pre release, had to work and parenting class at the same time. Pre release OK'd work so sent back to prison for missing parenting class.*

### SCARS, MARKS, TATTOOS AND OTHER PHYSICAL CONDITIONS

NCIC Code	TYPE	DESCRIPTION
PRCD L EA	PIERCED EAR LEFT	
TAT NECK	TATTOO NECK	"ELLIS"(BACK)
TAT R WRS	TATTOO WRIST, RIGHT	BAR CODE, "A2147793 0"

### LEGAL RECORD

**DOCKET:** DC-07-92  
**COUNTY:** RAVALLI  
**JUDGE:** LANGTON  
**COUNTS:** 1  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** PRISON W/PARTIAL SUSPENDED

**OFFENSE:** SEXUAL ASSAULT  
**CODE:** 455502  
**OFFENSE DATE:** 20-OCT-06  
**SENTENCE PRONOUNCED:** 27-FEB-08  
**SENTENCE EFFECTIVE:** 27-FEB-08  
**NET SENTENCE (MONTHS):** 60

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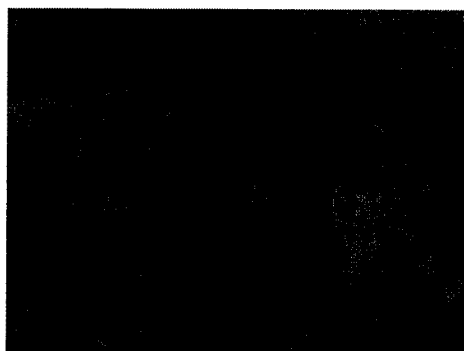
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**DOC ID# 3000349****NAME: ANDREW JOSEPH WELCH****CURRENT STATUS: ALTERNATIVE SECURE****STATUS LAST UPDATED: 10-AUG-11****GENDER: MALE****PRISON:**

**MISSOULA ASSESSMENT AND SANCTION  
CENTER**

**2340 MULLAN ROAD**

**MISSOULA, MT 59808**

**For More Information: (406) 258-4021**

### PHYSICAL AND DEMOGRAPHIC CHARACTERISTICS

**DOB:** 1988  
**BIRTHPLACE:** NEW MEXICO  
**ETHNICITY:** WHITE  
**MARITAL STATUS:** MARRIED  
**CITIZENSHIP:** United States  
**MT RESIDENT:** Y

**HEIGHT:** 5 FT 6 IN  
**WEIGHT:** 130 LBS  
**L/R HANDED:** R  
**HAIR COLOR:** BROWN  
**BUILD:** SLENDER  
**SKIN TONE:** MEDIUM  
**EYE COLOR:** BLUE

### AKAs

\*\*\* NONE \*\*\*

*Sentenced To 10 years  
This will cost the General  
Fund over \$300,000+ over  
the next 10 years  
(see attached)*

### SCARS, MARKS, TATTOOS AND OTHER PHYSICAL CONDITIONS

NCIC Code

TYPE

DESCRIPTION

\*\*\* NONE \*\*\*

### LEGAL RECORD

**DOCKET:** CDC 2008-330  
**COUNTY:** LEWIS & CLARK  
**JUDGE:** HONZEL  
**COUNTS:** 1  
**LEGAL TYPE:** PROBATION VIOLATION  
**SENTENCE TYPE:** DEFERRED

**DOCKET:** CDC 2008-330  
**COUNTY:** LEWIS & CLARK  
**JUDGE:** HONZEL  
**COUNTS:** 1  
**LEGAL TYPE:** PROBATION VIOLATION  
**SENTENCE TYPE:** DEFERRED

**OFFENSE:** TAMPERING WITH PHYSICAL EVIDENCE  
**CODE:** 457207  
**OFFENSE DATE:** 02-AUG-08  
**SENTENCE PRONOUNCED:** 01-OCT-09  
**SENTENCE EFFECTIVE:** 01-OCT-09  
**NET SENTENCE (MONTHS):** 36

**OFFENSE:** AGGRAVATED ANIMAL CRUELTY  
**CODE:** 458217  
**OFFENSE DATE:** 02-AUG-08  
**SENTENCE PRONOUNCED:** 01-OCT-09  
**SENTENCE EFFECTIVE:** 01-OCT-09  
**NET SENTENCE (MONTHS):** 72



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## Helena cat killer back in jail

- Story
- Discussion

Helena cat killer back in jail

By ANGELA BRANDT Independent Record helenair.com | Posted: Friday, July 22, 2011 12:00 am | (41) Comments

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Andrew J. Welch, a Helena man who took part in the torture and killing of about 20 cats, is back in jail after allegedly violating the conditions of his probation.

Welch is accused of violating the conditions of his sentence for felony charges of aggravated animal cruelty and evidence tampering. He is facing revocation of his six-year deferred sentence for the cruelty charge and three-year deferred sentence for tampering.

An admit or deny hearing on the allegations of violation is slated for Aug. 4.

In court Thursday afternoon, District Judge Kathy Seeley told Welch that if his sentence is revoked, he will face up to two years under the Montana Department of Corrections for the aggravated animal cruelty charge and up to 10 years in prison for the tampering charge.

Welch was 20 years old when he and two other men were accused of burning and torturing the cats stemming from their joint dislike of the animals. Court documents say the killings took place in several locations in and around Helena and lasted about two months before the men were arrested in September 2008.

This isn't the first time Welch has returned to court on the same charges.

In January, he allegedly violated at least seven of the conditions of his sentence. Welch was accused of failing to pay \$2,200 in restitution, not completing 100 hours of community service,

failing to attend court-ordered therapy and not undergoing sex offender treatment in order to address underlying sexual deviant issues, according to court documents.

Following those allegations, the court ruled that Welch would undergo therapy in Missoula before the case would proceed.

In Oct. 2009, both of his sentences were revoked and reinstated after Welch failed to complete the Department of Corrections boot camp.

Reporter Angela Brandt: 447-4078 or [angela.brandt@helenair.com](mailto:angela.brandt@helenair.com)

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Posted in Local, News on *Friday, July 22, 2011 12:00 am*

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- City, county leaders to plan new jail

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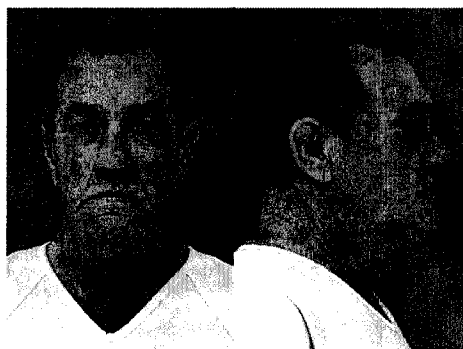
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**DOC ID# 2125297****NAME: EUGENE STANLEY CORLEY****CURRENT STATUS: INMATE****STATUS LAST UPDATED: 01-MAR-11****GENDER: MALE****PRISON:**

**CROSSROADS CORRECTIONAL CENTER  
50 CROSSROADS DRIVE  
SHELBY, MT 59474**

**For More Information: (406) 434-7055**

### PHYSICAL AND DEMOGRAPHIC CHARACTERISTICS

**DOB:** 1940  
**BIRTHPLACE:** LOUISIANA  
**ETHNICITY:** WHITE  
**MARITAL STATUS:** WIDOWED  
**CITIZENSHIP:** United States  
**MT RESIDENT:** Y

**HEIGHT:** 6 FT 1 IN  
**WEIGHT:** 205 LBS  
**L/R HANDED:** R  
**HAIR COLOR:** BROWN  
**BUILD:** MEDIUM  
**SKIN TONE:** LIGHT  
**EYE COLOR:** BLUE

### AKAs

\*\*\* NONE \*\*\*

*This man caught a ride to VA hospital for an appointment. He took a breathalyzer test, showed no alcohol, however the driver had been drinking. He was sent back to MSP for parole violation. Why?*

### SCARS, MARKS, TATTOOS AND OTHER PHYSICAL CONDITIONS

#### NCIC Code

#### TYPE

#### DESCRIPTION

**SC BACK**  
**SC L THGH**  
**SC R THGH**  
**TAT LF AR**

**SCARS BACK**  
**SCARS THIGH, LEFT**  
**SCARS THIGH, RIGHT**  
**TATTOO FOREARM, LEFT**

### LEGAL RECORD

**DOCKET:** DC-2010-128  
**COUNTY:** LEWIS & CLARK

**JUDGE:** MCCARTER**COUNTS:** 1**LEGAL TYPE:** ORIGINAL SENTENCE**SENTENCE TYPE:** DOC COMMIT

**DOCKET:** DC-2006-284  
**COUNTY:** LEWIS & CLARK

**JUDGE:** MCCARTER**COUNTS:** 1**LEGAL TYPE:** PROBATION VIOLATION

**OFFENSE:** DUI-EXCESS ALC CONC-4TH OR SUBSEQ OFF  
**CODE:** 618731

**OFFENSE DATE:** 11-JAN-10**SENTENCE PRONOUNCED:** 09-JUN-10**SENTENCE EFFECTIVE:** 09-JUN-10**NET SENTENCE (MONTHS):** 60

**OFFENSE:** DUI-EXCESS ALC CONC-4TH OR SUBSEQ OFF  
**CODE:** 618731

**OFFENSE DATE:** 28-OCT-06**SENTENCE PRONOUNCED:** 09-JUN-10**SENTENCE EFFECTIVE:** 09-JUN-10

*CAPTIAN USMC retired Marine corp  
7 tours of Duty to Vietnam  
1 Purple heart*

## Rudy Stock

---

**From:** Clugston, Chuck [CClugston@KBAlloys.com]  
**Sent:** Friday, February 25, 2011 1:59 PM  
**To:** Rudy Stock  
**Subject:** Your request for Board of Pardons and Parole Hearing summary  
**Attachments:** CTC Board Disp.pdf; CYC SOP Classification.pdf; CTC Certificates of Completion.pdf; CTC Classifications Summaries Evaluation.pdf; CTC Website.pdf

Rudy,

Both my wife and I attended Chuck's parole hearing on 12-30-2010 at the prison. The board members present and conducting the hearing on this date were Mike McKee, John Ward and Margret Bowman. Mike McKee was the board member who did nearly all the talking (on the December mt.gov website, McKee was listed as chairman of the Board in 2010 and his appointment on the Board expired 1/1/2011). We were brought into the room ahead of Chuck's appearance and another inmate (Richard) was before the board. Mike McKee was talking to him saying that parole was a privilege and not a right and that it needed to be earned, never taken for granted. Then he proceeded to degrade this man and speak to him in a very demeaning disgusting manner. He told this young man that "You never want to come before me again ever or I guarantee you, you will regret it and wish you never had" and went on and on at him with personal attacks, all negative. Then he told him he would be given parole, but that the decision to do so was by such a slim margin--- nothing positive like maybe you earned release and good luck going forward, etc. I knew we may be in for a ride when I saw how angry this board member appeared to be and the disgust/distain he openly displayed for this inmate. Heather Clugston, Chuck's estranged wife also showed up at Chuck's hearing. She did not say anything in front of the board, but the lady setting with her (may have been a victim advocate??) took a note up to McKee before Chuck had entered the room and McKee looked back to where Heather was sitting and nodded.

At the beginning of Chuck's hearing, McKee asked if anyone would be wanting to say anything about him. My wife and I both indicated we would like the opportunity to say something on his behalf. The board allowed time for both of us to say our comments---Micki talked about how she had seen growth and changes in Chuck that were important for him to be successful when released. She stated she had visited him at MSP seven times and spoke with him nearly daily on the phone and she has seen positive changes in him spiritually, emotionally and even physically (he has lost over 100 lb since entering MSP). That he had lived in Wenatchee before and we had a home in Wenatchee and Chuck could easily transition and live with us for as long as he needed to get re-settled.---- I focused on how I was confident Chuck had now/finally seen that he must never ever drink alcohol again in his life and that I had seen a change in his attitude toward realizing he had no tolerance or leeway whatsoever in regards to drinking. That his time incarcerated had in fact been a benefit to him by helping him to fully understand that he can never drink again, but that he was now ready to be released and go back into society as a productive citizen.

At this point McKee took over and asked Chuck for his comments. Chuck said "I am done drinking" and he was starting to talk about how his drinking had caused problems in his life -----McKee broke him off in what he was saying and in a very demeaning voice said loudly "What were your original charges?" Chuck responded "original charge was sexual assault" Then McKee aggressively responded "Your problems are not drinking. I have a letter here that tells me you are an untreated sex offender-----need to have as much treatment as available here at MSP -----take everything that is offered-----for sex offenses-----" And he went on and on for some time as if he was talking to a dirty stray dog. He said one of your victims is in the room today pointing toward Heather. Then he said you have other victims here also---your parents are also victims of your actions. As he was talking, he held up a paper and stated he had a letter from the prosecutor's office on this case and that they wanted to attend, but because of the weather and traveling conditions had faxed the letter instead. He said they don't want you back in Kalispell as you would be a danger. McKee stated that "I don't know how you got off so easy with only 5 years. You got a gift. If I had been doing your sentencing, you would have gotten a lot more time than that. You are very lucky and you got off too easy". This McKee went on for some time continuing his degrading/demeaning tirade. After seeing his performance with the previous inmate up for parole, I can at least say that this McKee's performance was consistent in treating inmates as scum. Then Board member John Ward commented that he sure did not want someone like Chuck living next door to him, he didn't care if it was in Montana or

in Washington. McKee finished up saying Chuck must complete SOP II before he can even make a request to be considered for parole.

Micki and I know that several very positive letters (probably 25 or more) were sent to the Parole Board on Chuck's behalf in the weeks leading up to his hearing. Letters from friends who knew him well, from prominent business associates he had in Kalispell and Wenatchee, etc. Attached are copies of his periodic Classification Summaries evaluating his activities, performance, etc. at specific time increments since he has been at MSP. Also copies of the Certificates-of-Completion for all the classes he was required\* to take or had voluntarily taken since being in MSP.

\*He had "satisfactorily" completed all the classes required in his Sentencing by Judge Stadler + voluntarily took more classes (parenting/etc.).

No one on the Board commented anything about Chuck completing all classes required per his sentencing, no mention about the positive evaluation comments on his prison Classification Summaries, nothing about him being considered low risk by the MSP and allowed to work outside the fence, nor any mention at all about all the positive letters which I know were sent to the Board on his behalf. The only mention made of any letter was the many references to the faxed letter from the Kalispell prosecutor's office.

You will note on the attached copy of the Board of Pardons and Parole Case Disposition sheet under "B" they have checked nearly every box-----none of which Chuck has been convicted of. He had a charge but no convictions. Is this valid rule of law? Then under "C" they are saying he needs to take/complete SOP II. Can the Parole Board legally expand/add to the sentencing requirements of the Court? Included in the Board Disposition attachment is also the questionnaire Chuck was given to fill out the next Monday after his parole hearing-----he did not fill out or sign this questionnaire.

As a matter of possible interest, we heard after the 12-30-2010 Parole Hearing, that only 2 out of total 18 inmates appearing (or total was maybe 20) were actually granted parole on this date and that one of those two was actually just a release for transfer to another state for incarceration in another system. This was also Mike McKee's final hurrah, as his term ended on 1-1-2011.

I have attached to this correspondence some of the positive comments made by MSP staff about Chuck's progress while he has been incarcerated. Of specific interest are:

1. 1/28/2010 Initial Classification Summary page 1 under OTHER COMMENTS section----"If available the judge recommends the defendant receive SOP I while at MSP, but not a restriction" No mention of anything about SOP II.
2. 10/24/2010 SEX OFFENDER TREATMENT DEPARTMENT CLASSIFICATION REVIEW single page----"Completed SOP I. No further SO treatment recommended. Not here on sexual offense conviction." Then under LEVEL OF RISK: "None" this sheet is signed by Blair Hopkins
3. In review of the Classification Summaries sheets you will see he graded out well numerically also.

Rudy, I am sending this to you hoping to provide support in your efforts to clean up some of the underhanded and skullduggery type treatment the Department of Corrections is presently engaged in just to promote their own interest in maximizing State funds allocated and maintaining high employment in their system. However, I do not want to do anything that will bring repercussions or unfair treatment onto our son Chuck. I trust you will use proper discretion and practice discernment as to how you use this specific example and who gets to see it.

Best regards,

Chuck Clugston



Montana Department of Corrections

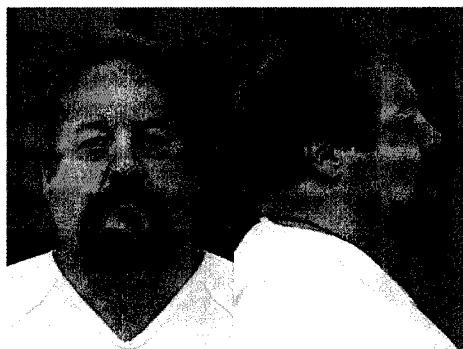
# Correctional Offender Network Search

"Public Safety  
& Trust"

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[GLOSSARY](#)

## Montana Department of Corrections Correctional Offender Information Sheet

[click here to register for notification on any custody changes for this offender](#)

**DOC ID# 32561****NAME: CHARLES TODD CLUGSTON****CURRENT STATUS: INMATE****STATUS LAST UPDATED: 16-DEC-09****GENDER: MALE****PRISON:**

**MONTANA STATE PRISON  
700 CONLEY LAKE DRIVE  
DEER LODGE, MT 59722**

**For More Information: (406) 846-1320**

### PHYSICAL AND DEMOGRAPHIC CHARACTERISTICS

**DOB:** 1964  
**BIRTHPLACE:** COLORADO  
**ETHNICITY:** WHITE  
**MARITAL STATUS:** SINGLE  
**CITIZENSHIP:** United States  
**MT RESIDENT:** Y

**HEIGHT:** 5 FT 10 IN  
**WEIGHT:** 250 LBS  
**L/R HANDED:** R  
**HAIR COLOR:** BROWN  
**BUILD:** MEDIUM  
**SKIN TONE:** LIGHT  
**EYE COLOR:** BLUE

### AKAs

\*\*\* NONE \*\*\*

### SCARS, MARKS, TATTOOS AND OTHER PHYSICAL CONDITIONS

NCIC Code

TYPE

DESCRIPTION

\*\*\* NONE \*\*\*

### LEGAL RECORD

**DOCKET:** DC-07-495C  
**COUNTY:** FLATHEAD  
**JUDGE:** STADLER  
**COUNTS:** 1  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** SUSPENDED

**OFFENSE:** CRIMINAL ENDANGERMENT  
**CODE:** 455207  
**OFFENSE DATE:** 20-OCT-07  
**SENTENCE PRONOUNCED:** 11-DEC-09  
**SENTENCE EFFECTIVE:** 11-DEC-09  
**NET SENTENCE (MONTHS):** 120

**DOCKET:** DC-09-511B  
**COUNTY:** FLATHEAD  
**JUDGE:** STADLER  
**COUNTS:** 1  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** PRISON W/PARTIAL SUSPENDED

**OFFENSE:** CRIMINAL ENDANGERMENT  
**CODE:** 455207  
**OFFENSE DATE:** 20-OCT-07  
**SENTENCE PRONOUNCED:** 11-DEC-09  
**SENTENCE EFFECTIVE:** 11-DEC-09  
**NET SENTENCE (MONTHS):** 60

**DOCKET:** DC-07-495C

**OFFENSE:** TAMPERING WITH PHYSICAL EVIDENCE

**COUNTY:** FLATHEAD  
**JUDGE:** STADLER  
**COUNTS:** 1  
**LEGAL TYPE:** ORIGINAL SENTENCE  
**SENTENCE TYPE:** SUSPENDED

**CODE:** 457207  
**OFFENSE DATE:** 20-OCT-07  
**SENTENCE PRONOUNCED:** 11-DEC-09  
**SENTENCE EFFECTIVE:** 11-DEC-09  
**NET SENTENCE (MONTHS):** 120

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**CONWEB HOME**

From CLIFTON Big MAN inmate  
42475

CCA Shelby, Mont. 59474

To: Whom it may Concern:

I was sent to prison for sexual assault, given 15 yrs. with 10 suspended. I discharged in 3-15-03 and now back in prison for parole violation. I have 1 year and 10 months to go to discharge. When I was out, I was forced to do the sex offender program where you have to admit to the crime you are charged with. I refuse to say that I was guilty so I was removed and said I was non-compliant with group. They thought I would be sent back to prison for non-compliant. In court, with my lawyer I asked the judge to remove the court ordered SOP II I was to do, this he did. He only sentenced me to do a chemical dependence program and be eligible for parole, but the parole board wrote to me and said "it is obviously true that the court removed its requirement for you to complete SOP II prior to release."

Requiring treatment is well within their discretion regardless of what the sentencing court has done in this case. I violated my parole for drinking. I am still trying to get an appeal, but don't have the money for a real lawyer.



# Inmate

## Montana's Prison Overcrowding Due to Illegal Sentences

Montana's "Suspended sentence" laws are directly contrary to the U.S., and even Montana's, Constitution and are directly responsible for the Majority of the overcrowding problem in Montana's Prison System, besides being illegal in it's drain of tax money, to the cost of hundreds of Millions of Dollars, even billions, in the decades of use, not to mention the illegal waste of lives these laws are responsible for.

These laws violate Constitutional protections regarding: 1) Double Jeopardy, 2) Due Process, 3) Equal Protection of Law, 4) Cruel and unusual Punishment.

The Case I have presently before the Montana Supreme Court, in effort to void these unconstitutional laws (cause number: "DP-11-0313"), specifically challenges Montana's Decade's old Suspended Sentence Laws under the above named Constitutional issues.

The way Montana's Suspended Sentence laws are presently written allow for the convicted person to not only serve two times or more the sentenced time ordered by the court, but even two times or more the maximum

sentence available by law for any particular crime allowed; whether the conviction be for a felony or a misdemeanor.

In Montana, there are many types of sentences available to the courts, but for the purposes of this writing I need only focus on three: 1) Active imprisonment, 2) Probation, 3) Suspended sentences.

"Active Imprisonment" is self explanatory. For your information though, (in case you don't already know,) by Montana law, a person sentenced by the court to serve probation automatically receives credit for each day served on probation toward any active imprisonment should they fail probation, and the total amount of time served on probation (combined with what is spent in active imprisonment,) may not exceed the period of time originally sentenced by the court for probation (because probation is an active service to the state.)

Suspended Sentence orders in Montana have no protections, however, from abuses by the state. For your information, (in case you don't already know,) If a portion (or all) of a person's sentence, is suspended

by Montana's courts, the period of time on suspension is served as active probation, yet the active probation (served under the guise of suspension,) does NOT have to be credited toward their sentence, should the suspension be revoked.

In fact, there is no Montana law stipulating the period of time a sentence is to be in suspension, so that it COULD be in suspension for the rest of a person's life, even if they live more than a hundred years (even though the common practice in Montana is that if a person serves the suspended portion as probation, for the equivalent amount of time which is suspended, the person is released from the obligation.)

"Common Practice" though, is not law. It does not have the authority of law, nor the protections; without which, further abuses are easily available, so that (in fact,) a person, even a person with only a misdemeanor, could serve a life long, 100+ year term, over and above their actual sentence and/or even over and above the sentence available by law for the particular crime.

This type of judicial abuse of

authority is not allowed in any other state, yet is rampant in Montana. The truth is, is that the courts in Montana have both "probation" and "suspended sentences" available to them, yet in Montana, a sentence of "probation" is rarely given, where around 90% of all sentences (both felonies and misdemeanors,) have "suspended" portions attached to them, and the courts know they have to give credit for time served on probation, where they don't for time served in the guise of "suspended". It is a farce in Montana's system in which taxpayers have been bilked for decades, costing hundreds of millions in taxes, even billions, besides the cost of lives and families' hardships.

Sean Dean Ogle  
#30667/CCA-CCC  
50 Crossroads Dr.  
Shelby, Mt. 59474

Robert Riggs MSP

Rudy

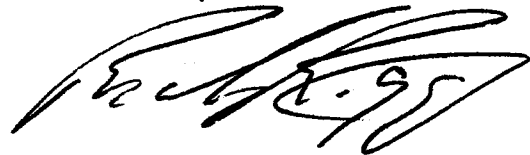
11-27-10

I've been talking to my folks and they have suggested that I write you. My name is Robert Riggs (Rob). I've been in prison for a total of 8 years now and two years ago I was supposed to have seen the parole board, but was turned away several days before because I will or have not completed a court ordered group. The problem with finishing said group is the group requires a person to admit to guilt in order to comply. So in short if I will not admit to guilt I can not be eligible for parole by the standards set by D.O.C. I am two years and one month past my parole eligibility date. I understand that you are introducing legislation this coming session that, in direct accordance with the problem I've explained to you above. I hope that you are successful in doing so as I feel that D.O.C. is in direct violation of the laws of the state of Montana and the 5th Amendment of the United States Constitution. D.O.C. should not be able to hold a man back from parole based on the simple fact of denial of his crimes, in fact the statutes do not give them authority to do so, they just get caught in playing god with peoples lives. The statutes say that after a man has done a 1/4 of his time he is parole eligible, another fact I'd like to point out is even if sentenced under the statute that give a judge the authority to sentence you to treatment ther

admit before being eligible for parole. I have past completed every group offered by D.O.C. other than S.O.P. II and none of them required me to admit to guilt. The only group that D.O.C. offers that requires an admission of guilt is S.O.P. II. In short a man that is convicted of a sex offense is singled out by the department and required to admit to guilt before he can get out of prison, the only other option is to discharge your full sentence and if you are suspended time the courts are revoking it as so he finishes his <sup>first</sup> sentence. In addition to that B.S. a man convicted of a sex offense is the only crime that can be alleged solely on the word of others or another person, even if that word is incoherent or full of lies, provable lies, and there need not be anything to corroborate the allegation made against him. I have a lot of evidence that corroborates my innocence and the court refuses to acknowledge it, for example: I've past 3 polygraphs. The stories told to police changed several times, medically the allegation made by S.M. could never have happened as she said that I penetrated her with my finger and for several hours one night with 7 other people in the room and come to find out months later her hymenal ring was totally intact, that would be like trying to stuff a golf ball into a 20 oz. coke plastic bottle with a 1" diameter top, the ball is going to split the top of the coke bottle the same concept goes for my finger and her hymen. To Add to the S.M. Allegation her father

for the city of Bozeman and I've heard by several people that S.M. made several false allegations since. There is so many examples I don't want to bore you with all that the fact that I am trying to convey to you Sir is that I too am innocent of the charges I stand convicted and it sure gives me hope to hear that there is someone out there fighting for our rights. Again I think it is a travesty that a man that has been convicted of such a crime has to admit to guilt or sit his life in prison for not admitting to something he did not do. If there is anything I can do to help in your endeavors please feel free to ask. I look forward to hearing from you in the near future. Thank - you

My Regards,



P.S. when corresponding please write out the entire return address starting with: { Montana State  
as the policy has changed and the } Robert Rigg  
mail room is saying they will send back } 2037121  
and send it to the Montana State Prison } 700 Convent Lt RI